INDEX

Abbreviations, Acronyms, and Short Forms Used: AIDS, acquired immunodeficiency syndrome; ASIL, American Society of International Law; Charter, United Nations Charter; EC, European Communities; GATT, General Agreement on Tarriffs and Trade; ICC, International Criminal Court; ICJ, International Court of Justice; ICTY, International Criminal Tribunal for former Yugoslavia; IR, international relations; NATO, North Atlantic Treaty Organisation; NGO, nongovernmental organization; NAFTA, North American Free Trade Agreement; OECD, Organisation for Economic Cooperation and Development; POW, prisoner of war; UN, United Nations; WTO, World Trade Organization

Abbott, Frederick, 279
  Rems., 95–99
Abebe-Jira v. Negewo, 49
Abelia v. Argentina, 356
Accountability, for war crimes, 181–96
Acculturation, mechanism influence behavior of other states, 200
Acquired immunodeficiency syndrome, 16, 23, 42, 97, 99, 248
Adams, Charles Francis, 35, 36
Addis, Adeno, *Rems.*, 108–11
Administrative reforms, 253
Advisory Council on International Affairs, 79
Aeschylus, 184
Afghanistan, 148, 267, 292, 354
Africa, 1, 231–50, 232
  Africa Legal Aid, 238
  African Union, 232–38, 233, 240
    Convention on Preventing and Combating Corruption, 178–79
    peer review mechanism under, 240–46
Agamemnon, King, 184–85
Agenda for Peace, 294–95
Aggression, preemption distinguishment between, 326
Agreement on Trade-Related Aspects of Intellectual Property Rights Agreement, 95
Aguinda v. Texaco, Inc., 49
AIDS. *See* Acquired immunodeficiency syndrome
Aksoy v. Turkey, 353, 357
Al Odah v. United States, 365
Al-Qaeda, 153, 157
Alabama Claims Arbitration, 34–37
  explanation of, 36
Albright, Madeleine, 149
Alexander the Great, 266
Alexander v. Sandoval, 50, 54
Alfonsin government, 57
Algiers Declaration, 241
ALI. *See* American Law Institute
Alien Tort Claims Act, 49–62, 51–53, 54–56, 57–58, 370
Alston, Philip, 59, 368–69
American Constitution as "suicide pact," 128–29
American Declaration of Human Rights, 19
American Insurance Association v. Garamendi, 348, 349
American Law Institute, 218
American Society of International Law
  purpose of, 371
  role of, 368–69
Amerindian, 2
Amicus brief in *Sosa,* 59
Amnesty International, 45
An-Na'im, Abdullahi Ahmed, Islam and International Law, 166
Andrews, David, 131, 133
Anghie, Antony, 232
Ankumah, Evelyn A., The Cairo-Arusha Principles on Universal Jurisdiction in Respect to Gross Human Rights Offenses, 238–47
Annan, Kofi, 11, 47, 77, 79, 89, 190–91, 263, 291, 293, 295, 302, 317, 326, 330–31
Anticipatory defense, 325
ANVISA, 102
Appadurai, Arjun, 161
Applications decline in, 253
Aquino's government, 57
Arap Moi, Daniel, 4
Arctic, human rights litigation to protect peoples of, 227–29
Argentina, 6, 56, 57, 103
Aristide, Jean Bertrand, 291
Armed conflicts, applicability of human rights treaties to, 353–54
Armenian genocide of 1915, 182–83
Ashcroft, John, 128

Ashdown, Lord, 193
Asian Development Bank, 63, 72
Asylum, 255–58
Asylum Procedures Directive, 257
Asylum Qualifications Directive, 256–57
ATCA. *See* Alien Tort Claims Act
Athanasjou, Tom, 226
Athens, 329
Atkins v. Virginia, 307
"Atrocity preemption," 152
Australia, 96, 99, 104, 307
Austria, 259
Authority, Continuity and Change in Islamic Law, 163
"Axis of evil," 327
Axworthy, Lloyd, 80
Aydin v. Turkey, 353
Azerbaijan, 148

Babiker, Mustafa H., 225, 226
Baer, Paul, 226
Bailey, Teresa A., Presidential Panel: A Panel Overview, 131–33
Baker Hughes Incorporated, 173–74
Balkans, 88
Bamileke, 1
Banco Nacional de Cuba v. Sabbatino, 27
Bandovuc et al. v. 17 States, 353
Bano v. Union Carbide Corp., 49
"*Barcelona Traction* values," 301
Barfield, Claude E., 145
Barrett, Scott, *Rems.,* 13–16
Barzani, Mustafa, 114
Bas Arts, 225
Basel Convention on Transboundary Movements of Waste, 282
Baxi, Upendra, Random Reflections on the Hugo Grotius Lecture, 7–11
Baxter, R.R., 29
Beanal v. Freeport-McMoran, Inc., 49
Beck, Robert J., 317
"Behavior control," "fate control" difference between, 296
Belgium, 43–44
Bengalis, 1
Berezovsky, Boris, 3
Berlin Wall, fall of, 1
Bern Convention, 100
Bernard, Mountague, 36
Bilateral agreements, 215–16
Bilateral investment treaties, 38–30, 281–83
  customary international law, 27–30
Bilateral investment treaty, 30, 33
Bilateralism, 220
Biodiversity Convention, 282
Biological Weapons Convention, 90
Biosafety Protocol, 137
Biotechnology international law problems of, 23–25
BITs, 36
  commodification of environment, 280–83
  MEAs difference between, 281
Blackstone's Commentaries, 59–60
Blindness and Insight: Essays in Rhetoric of Contemporary Criticism, 9
Board of Immigration Appeals, 254
Boerne v. Flores, 343
Bokassa, Jean Bedel, 292
Bolivia, 1, 2, 3–4, 103
Bolton, John, 368
Bosnia, 78, 85, 110, 151
Bosnia-Herzegovina, 107
Bothe, Michael, 333
Boundaries discussion of, 108
Bouteflika, President, 242
Boutros-Ghali, Boutros, 77, 294
Bowett's Law of International Institutions, 237
Bowman, M.E. "Spike," 148
  Rems., 153–55
Bradley, Curtis A., 339, 340
Brady, James, 91
Branningan v. McBride, 356, 357
Branningan v. McBride v. United Kingdom, 357
Brazil, 75, 99, 103
  TRIPS agreement, intellectual property protection, 100–03
Brazilian Patent and Trademark Office, 100
Breard v. Greene, 343
Bretton Woods institutions, 64
Brooks, Rosa Ehrenreich, *Rems.,* 126–29
Brubaker, Roger, 9, 10
Brunner v. European Union Treaty, 349
Brussels Convention on Jurisdiction and Enforcement of Foreign Judgment, 322–23
Buadlino, 8
Burci, Gian Luca, *Rems.,* 16–18

Burkhalter, Holly, Preventing Genocide and Crimes Against Humanity, 41–46
Burma, 1, 351
Burns, William C.G., The Exigencies that Drive Potential Causes of Action for Climate Change Damages at the International Level, 223–27
Bush, George W., 89, 262, 290, 333. *See also* Bush preemption doctrine
Bush preemption doctrine, 325–38
  defined, 326
  threat of, 329
Business lawyer, international, 318–21
Butcher, Goler, 246

CAFTA. *See* Central American Free Trade Agreement
Cain, 184
Cairo-Arusha principles on universal jurisdiction, human rights offenses, 128–40
Camargo v. Columbia, 356
Cambodia, 43, 148, 192, 193, 292–93, 294
Cameroon, 1
Canada, 60, 80, 96, 97, 227, 252, 307
Canal Treaty, 293
Capital-exporting countries, capital importing countries doctrinal division between, 27
Caribbean, 1
Carleton, David, 210
Carlson, Marinn F., *Rems.*, 54–56
Caron, David D., 311–14
Carter, James, 125, 367
Cassese, Antonio, 187
Celiberti de Casariego v. Uruguay, 360
Central African Empire, 292
Central America, 99
Central American Free Trade Agreement, 97–99
CERD. *See* Convention on Elimination of all Forms of Racial Discrimination
Charney, Jonathan I., 163
Charter of Economic Rights, 28
Chayes
  Abram, 277, 370
  Antonia, 277
Chemical products, processes, patent protection, 100
Chemical Weapons Convention, 90
Cheney, Vice President, 267
Chevez, Hugo, 6
Chien-Hale, Elizabeth, *Rems.*, 95
Child prostitution, 42–43
Chile, 57, 97, 99, 103
Chimni, B.S., 232
China, 6, 53, 75, 272
Chinese, 1, 2
Chorzow Factory formula, 37
Christensen, Robert, 186
Christopher, Warren, 41
Chua, Amy, 7
  Sixth Annual Grotius Lecture, 1–7
Churchill, Winston, 293
Cilliers, Jackkie, 244
CITES. *See* Convention on International Trade in Endangered Species
Civil Liberties Organisation v. Chad, 354, 356
Civil War, 57
Claudius I, 266
Clause, Calvo, 27, 28–29
"Clear Skies Initiative," 225
Climate change
  damages, causes of action, 223–27
  implications for, 224
  litigation, 223–30
Clytemnestra, 184–85
CME Czech Republic B.V. v. Czech Republic, 29
Coalition of Clergy, Lawyers & Law Professors v. Bush, 365
Coalition Provisional Authority, 112, 120, 313
Coard et al. v. United States, 360
Cockayne, James, 165
Cockburn, Alexander, Sir, Lord Chief Justice, 34
Coercion, mechanism influence behavior of other states, 200
Coker v. Georgia, 307
Collective action, 77–94
Colombia, 103, 293, 307
COMESA. *See* Common Market of Eastern and Southern Africa
Commission objectives of, 80
Commission on Human Rights, 21
Commission on Human Security, 16
Commission on Macroeconomics and Health, 16
Committee on Rights of Child, 205
Common Market of Eastern and Southern Africa, 233

Commonwealth of Massachusetts, et al., Petitioners v. Environmental Protection Agency, Respondent and Alliance of Automobile Manufacturers, et al., Intervenors, 226
Communication revolution, effects of, 109–10
Communism, death of, 1
Conference of Parties to Framework Convention on Climate Change, 229, 351
Congo, 148
Connolly, William, 108
Consociational democracy, majoritarian democracy as alternative, 110
Consociationalism, 110
Convention Against Torture, 208
Convention on Biological Diversity, 220
Convention on Combating Bribery of Foreign Public Officials in International Business Transactions, 175–76
Convention on Elimination of all Forms of Racial Discrimination, 259
Convention on International Trade in Endangered Species, 316
Convention on Prevention and Punishment of Crime of Genocide, 41, 46
Convention on Rights of Child, 19, 204, 360
"Conversation between civilizations," international law as, 166
Corruption, official
  alleged corruption, summary of, 172–75
  anticorruption abstracts, 170
  disposition, 171–75
  documents, 174–79
  enforcement, evolving international standards, 169–79
  investigation, reported information, 170–71
  issues, 176
  legal issues, 171, 172, 174, 175
  obligations, 176, 177, 178, 179
  public documents, 173
Cote-Harper, Gisele, 81
Council of Europe Criminal Law Convention on Corruption, 178
Counterfeited products, 103
Covenant on Economic Social and Cultural Rights, 19–22
Cover, Robert, 9, 182
Crane, David, 191
Crawford, James, 261
Crawford v. Washington, 306
Crimes, war, accountability for, roles of tribunal, 181–96
Crimes against humanity, 41–48
Criminal law, international, 186–89
Criteria for determining, 262
Croatians, 1
Crocker, Ryan, *Rems.*, 114–15
Crony capitalism examples of, 4
Crosby v. National Foreign Trade Council, 349, 351
Cuban Missile Crisis, 331–32
Cyprus v. Turkey, 353, 355
Czech Republic, 56

Dacko, David, 292
Dallaire, Commander, 43
Damaska, Mirjan, 187
Dames, 281
"Damning Global Economic Organizations: An Evaluation of Criticisms Leveled at IMF, Multilateral Development Banks, and WTO," 63
Damrosch, Lori Fisler, 340
Danner, Allison Marston, *Rems.*, 186–89
Data mining, use of, 154
DCMA. *See* Digital Millennium Copyright Act 1998
de Belli ae Pacis, 329
De lege ferenda, 231
De lege lata, 231
de Lozada, Gonzalo Sanchez, 3
de Mann, Paul, 9
de Mello, Collor, 100
de Menthon, Francois, 183
de Soto, Hernando, 71, 283
de Tocqueville, Alexis, 297
Deadly Ethnic Riot, 9
"Death and the Maiden," 184
Declaration on Universal Norms on Bioethics, 24
Decolonization, as limit on sovereignty, 107–08
Defensive necessity, self-defense difference between, 264
DeJong Baljet and Van den Brink v. Netherlands, 356
Demiray v. Turkey, 353
Democracy in America, 297
Dennett, Tyler, 293

Department of State, former legal advisors of, presidential plenary panel, 131–34
Des Forges, Alison, 43–44
Development as Freedom, 71
"Development of Human Right to Development: Unconventional Essays," 11
Dickinson, Laura, *Rems.*, 181–82
Digital Millennium Copyright Act 1998, 214
Dinwoodie, Graeme, The International Intellectual Property Law System, 213–19
Dispute settlement provisions distorting effect of, 38
Doe I v. Islamic Salvation Front, 49
Doha Declaration, 96
  effect of, 102
Doha Ministerial Declaration, 144
Domestic criminal law focus of, 187
Domestic judicial remedies, private cause of action relationship between, 348–49
Dorfman, Ariel, 184, 185
Dorosin, Joshua L., *Rems.*, 117–20
Doswald-Beck, Louise, 353–58
Douglas, Justice, 53
Doyle, Alister, 227
Drumbl, Mark A., 187
  Rems., 49–50
Dublin Convention, 256
DUPI, 79
Duty to prevent
  collective action, 93–94
  corollary principle, 90–91
  force, 92–93
  preventive options, 92
  weapons, people, 91–92
Dworkin, Ronald, 277

East Timor, 78, 88, 192
EBRD. *See* European Bank for Reconstruction and Development
ECHR. *See* European Court of Human Rights
Eco, Umberto, 8
Economic Community of West African States, 233
Economic law competition-of-systems driven, 321
ECOWAS, 236
Ecuador, 3–4
Edye v. Robertson, 347
Effet utile, 140, 142
EIAs. *See* Environmental impact assessments
Eighth Amendment cases, 307
El Baradei, Mohammed, 91
Elf-Aquitaine S.A., 170–172
Elias, T.O., 232
Empagran v. Hoffmann-LaRoche, 322–23
Empirical work reasons for, 197–98
Energy Charter Treaty, 36
England, 307
Enmund v. Florida, 307
Environment, health, contrast between fields, 13–16
Environment and Statecraft: The Strategy of Environmental Treaty-Making, 15
Environmental impact assessments, 281
Environmental law, international, 275–88
  rules *vs.* standards in, 275–80
Epidemic diseases prevention and control of absence of global regulatory instruments, 17
Epstein, Lee, 199
Ergi v. Turkey, 355
Erie R.R. v. Tompkins, 54
ESC Covenant. *See* Covenant on Economic Social and Cultural Rights
Ethnic and Nationalist Violence, 9
Ethnic conflict, proliferation of, 1
Ethnic divisions, challenges, institutional responses, 109–11
Ethnic Groups in Conflict, 9
Ethnic hatred, export of free-market democracy and, global instability with, 1–11
Eumenides, 184
European Bank for Reconstruction and Development, 71
European Commission *amicus* brief, 60–61
European Court of Human Rights, 360
European Energy Charter, 29, 30
European Union, 38, 104, 280, 307
Evans, Gareth, The Responsibility to Protect: Rethinking Humanitarian Intervention, 78–89
Ex abundante cautela, 140
Export of free-market democracy, ethnic hatred, global instability with, 1–11
Expressio unius est exclusio alterius, 140

Falk, Richard, 261
"Fate control," "behavior control" difference between, 296

FCPA. *See* United States Foreign Corrupt Practices Act
FDA. *See* United States Food and Drug Administration
Federal courts, foreign legal authority in, 305–10
Federal Trade Commission, 98
Federalism, treaty power and, 341–43
Federalist, number 46, 310
Feinstein, Lee, A Duty to Prevent, 89–94
Feith, Douglas, 148
  Rems., 155–56
Fenner, F., 14
Fidler, David P., 15
Field of environment, field of health, contrast between, 13–16
Filartiga v. Pena-Irala, 49, 51, 54
Finance, international development, 63–76
  economic aggregation, illicit, 65–66
  equal treatment, World Bank, WTO, IMF, guarantors of, 67–70
  false aggregates, disaggregating, 66
  global justice, 66–67
  globalization, intended beneficiaries of, 64–70
  institutions, 63
  legal political aggregation, illicit, 65
  multilateral development banks, 70–75
    future governance, 73–75
  program, policy types IFIs, 67–69
    allocating opportunity, risk, 68
    benefits, 67
    justification, 69
    opportunity-spreading policies, 68–69
    risk-spreading programs, 68
Financial theory, justice theory concerns of, 66
Finland, 309
Fire, symbolization of, 8
First Nat'l City Bank v. Banco Nacional de Cuba, 53
Fish, Hamilton, 35
Fletcher, Susan R., 223
Flores v. Southern Peru Copper Corp., 49, 55
Force, use of, in war on terrorism, 147–58
Foreign legal authority, in federal courts, 305–10
Foreign Trade Antitrust Improvements Act, 322
Former East Germany, 57
Former Yugoslavia, 57, 147, 354
Foster v. Neilson, 346, 347
France, 43–44, 70, 94, 292
Franck, Thomas, 10, 269–70, 271, 277, 317, 369, 370
  Recourse to Force: State Action Against Threats and Armed Attack, 261, 269
Fraser, Nancy, 11
Free market democracy, 2–4
  versions of, 5
Free-market democracy, export of, ethnic hatred, global instability with, 1–11, 7–8
"Free Trade, Sovereignty, and Democracy: Future of World Trade Organization," 145
Free Trade Area of Americas, 99
Friends of Earth, Inc., Greenpeace, Inc., and City of Boulder v. Peter Watson et al., 226
From Poetry to Politics, 293
FSLN. *See* Sandinista Liberation Front
FTA. *See* United States-Australia Free Trade Agreement
FTAA. *See* Free Trade Area of Americas
FTAIA. *See* Foreign Trade Antitrust Improvements Act
Fujii v. State, 347
Fullerton, Maryellen, Asylum on the Eve of Accession: European Developments and Perspectives, 255–58
Furies, 185
Future of Human Rights, 11

Galucci, Bob, 151
Gathii, James Thuo, 232
Gati, Toby, 147–48, 155
  Rems., 150–53
GATT, 139–141, 142
Gemayel, Bashir, 293
General Agreement on Tariffs and Trade, 136
Geneva Conventions, 118, 120, 121, 124, 165–66, 357, 364
Genocide, 41–48
  paradox of, 42
  Rwanda, 41
"Genocide" coining of, 183
Genocide Genocide Convention, defined, 41
Germany, 56, 94, 259, 307, 313, 322
Germany v. United States, 348, 364

Gillespie, Alexander, 224
Gladstone, William, 33
Glennon, Michael, 315–317
Global instability, export of free-market democracy and, 1–11
Global Outbreak Alert and Response Network, 18
Global public good
  defined, 13
  eradication, 13
  examples of, 13
Global warming, effects of, 227–29
GOARN. *See* Global Outbreak Alert and Response Network
Goldberg, Donald, Human Rights Litigation to Protect the Peoples of the Arctic, 227–29
Goldsmith, Jack L., 339
Goldstein, Judith, 275
Goldstone, Richard, 79
  Rems., 148–49
Golove, David, 339, 340
Goodman, Ryan, 207
  The Difference Law Makes: Research Design, Institutional Design, and Human Rights, 198–202
Gorove, Katherine, *Rems.*, 18–22
Grant, Ulysses S., 35
Greece, 56
Greenhouse effect, 224
"Greenhouse gas," 223
Greenland, 227
Grotius, Hugo, 7–11, 183, 185
Grotius Lecture, Sixth Annual, 1–12
Guantánamo Bay situation, 363–65
Guatemala, 2, 57
Gulf States, 313
Gusinsky, Vladmir, 3

Habre, Hissene, 239
Hadley Centre, 224
Hague, 118
  Conference on Private International Law, 218
  Regulations Respecting Laws and Customs of War on Land, of 1907, 121
Haiti, 57, 78, 88, 206, 291
Haitian experience, 254–55
Hall, Julia, The Treatment of Asylum Seekers and Migrants in the Context of the Global "War on Terrorism," 258–60
Hallaq, Wael B., 163
Hamilton, Lee, 81
Hansell, Herb, 131
Hansen, James, 223
Harper, 132
  Conrad, 131, 133
Hathaway
  James, 269
  Oona A., 198, 202
    The New Empiricism in Human Rights: Insights and Implications, 206–11
Havel, Vaclev, 56
Hay, John, 224, 293
Hayek, Friedrich, 321
Head, John W., Throwing a Spotlight on International Development Finance Institutions, 63–69
Health
  environment, contrast between fields, 13–16
  human rights linkage between, 18–22
Health law, international, 13–25
Health multilateralism, 23–25
Helfer, Laurence R., 187, 206, 207, 217
Hellman, Joel S., 10
Helmsley, Leona, 267
Henkin, Louis, 314, 349
Henley, John, 172
Heston, Charlton, 91
Heyns, Christof, 199
Hill, Charles, 329–31
Hillary, Edmund, 308
Hilmarton/Chromalloy problem, 39
Historical Account of Neutrality of Great Britain during American Civil War, 36
Hitler, Adolf, 266
Hockett, Bob, From "Mission Creep" to Gestalt-Switch: Justice, Finance, the IFIs, and the Intended Beneficiaries Globalization, 69–75
Hofmann, Rainer, 333
Holmes, 342, 349
Honduras, 98
Hong Kong, 6
Honneth, Axel, 11
Hormones case, 141, 285–87
Horowitz, Donald, 9, 10
Horozitz, Donald, 110
Houlder, Vanessa, 225
Human immunodeficiency virus, 16–17, 23, 97, 99, 248

Human rights, 59, 197–212
empirical approaches, 206–11
health as, 18–22
humanitarian law, 353–366 (*See also* Humanitarian law)
merger of, 360–62
state sovereignty contradiction between, 291
Human Rights Commission, transnational corporations norms, business enterprises, 11
Human Rights Committee, 205
Human rights proceedings focus of, 187
Human rights treaties effectiveness of, 198–200
Human Rights Watch, 43–44, 191, 259
Human security, state security balance between, 126
Humanitarian intervention, 77–94. *See also under* specific country
claimed by United States in Iraq, 161
regime change difference between, 291
Humanitarian law, 121, 353–66
armed conflicts, applicability of human rights treaties to, 353–54
continued application of, 357–58
detention, during armed conflict, 356–57
human rights merger of, 360–62
lex specialis, international humanitarian law as, 354–56
state practice, applicability of human rights to armed conflicts in, 354
Humanity, crimes against, 41–48
Hungary, 56
Hussein, Saddam, 6, 92, 94, 262, 267, 312, 330
Hwang Geum Joo v. Japan, 49
Hybrid war crimes tribunals, roles for, 192–95

IBRD. *See* International Bank for Reconstruction and Development
ICC. *See* International Criminal Court; Inuit Circumpolar Conference
ICCPR. *See* International Covenant on Civil and Political Rights; Optional Protocol to International Covenant on Civil and Political Rights
Iceland, 309
ICJ. *See* International Court of Justice
ICN. *See* International Competition Network
ICRC. *See* International Committee of Red Cross
ICSID Convention. *See* International Centre for Settlement of Investment Disputes
ICTY
Ignatieff, Michael, 81
Illegitimate use of force in Iraq, 262–63
Immigration and Naturalization Service, 252
"Imminent threat," 326
Impact of international law on transnational advocacy networks and epistemic communities, 201–02
Incompatible decisions by different tribunals problems of, 39
India, 43, 75, 97, 104, 309
Indonesia, 1, 2, 3, 4, 6, 53, 75
INPI. *See* Brazilian Patent and Trademark Office
INS. *See* Immigration and Naturalization Service
Institutions of intellectual property, 219–22
Intellectual property, 213–22
international, 218
Intellectual property rights, 95–106
Intelligence
information providers, 148
policy, unsatisfactory fit between, 150
use of, in war on terrorism, 147–58
Inter-American Commission on Human Rights, 228, 356, 363–65
Intergovernmental Panel on Climate Change, 223–24
International arbitration alien to local culture, 31
International Bank for Reconstruction and Development, 67–68
International Centre for Settlement of Investment Disputes Convention, 31
International Centre for Trade and Sustainable Development, 95–96
International Commission on Intervention and State Sovereignty, 80–81
International Commission on Kosovo, 79
International Committee of Red Cross, 81, 121–24, 355, 364
International Competition Network, 320

International Convention on Elimination of All Forms of Racial Discrimination, 19
International Court of Justice, 46, 137, 141, 353
International Covenant on Civil and Political Rights, 71, 200, 353–54, 355
International Covenant on Economic, Social and Cultural Rights, 71
International Criminal Court, 128, 181, 192–95
International criminal law dangers posed by proliferation of, 188–89
International Criminal Tribunal
for former Yugoslavia, 46, 187–89, 192–93, 248
for Rwanda, 46
International Declaration on Human Genetic Data, 24
International environmental law displacement by BIT, 281
International guarantees Kurds to voluntarily limit their sovereignty, 112
International health law, 13–25
International humanitarian law, Islamic humanitarian law, comparison, 165–66
International Labor Organization, 135, 344
International law
paradox of, 164
significance of, 311–24 (*See also under* specific aspect of international law)
International law, Islamic perspectives, 163–66
International Law: Politics, Values and Functions, 314
International Monetary Fund, 3, 63, 71–72, 302
International Tribunal on Law of Sea, 38
Internet service provider, 214
Intervention. *See also under* specific country
humanitarian, 77–94
Inuit Circumpolar Conference, 228, 229
Investor-state disputes
Lenin, lessons from private correspondence of, 33–36
procedural weaknesses, in international law, 37–40
Queen Victoria, lessons from private correspondence of, 33–36
IPCC. *See* Intergovernmental Panel on Climate Change
Iran, 91, 94, 327
Iraq, 6, 91, 92, 93, 94, 107, 109, 126, 148, 261–74, 293, 295–96, 302–03, 312–13, 336, 354. *See also* Bush preemption doctrine
invasion of, future of international law and, 263–66
occupation law, 117–24
use of force in, 262–63
Ireland, 309
Ireland v. United Kingdom, 137, 353, 356, 357
Islam, international law and, 159–68
Islamic humanitarian law, international humanitarian law, comparison of, 165–66
Islamic law
process theory international law, 167
scholarship, 167
Shari ah clarification of, 163
Islamic Legal Orthodoxy: Twelve Shite Responses to Sunnia Legal System, 163
Islamic Republic of Iran v. United States, 325, 335
Islamic *versus* non-Islamic countries polarization of, 31
Israel, 148, 293, 354
Israeli, bombing, Osiraq reactor, 93
ITLOS. *See* International Tribunal on Law of Sea

Jackson, Craig, 246
Japan, 6, 56, 96, 309, 313
Jay Treaty, 371
JCE. *See* Joint criminal enterprise
Jeanty v. Bulger, 254
Jennings, Robert, Sir, 359
Jihad, 159, 160, 161
Jinks, Derek, 199, 200, 202, 207
Johnson, Mark, 248
Johnson v. Eisentrager, 365
Joint criminal enterprise, 186, 187–89
contemporary international criminal law, 186–89
Jones, Geraint, 10
JP Morgan Chase Bank v. Traffic Stream (BVI) Infrastructure Ltd., 305
Judiciary Act, 54
Jus ad bellum, 325
Jus cogens, 46
Jus in bello, 117–24

Just cause, as threshold criteria for action, 84
Just world, under law, 125–30
Justice theory, financial theory concerns of, 66
Justus, John R., 223

Kabbah, Alhaji Ahmad Tejan, 190
Kadic v. Karadzic, 49
Kahler
  Erich, 311
  Miles, 275
Kalin, Walter
Kalshoven, Frits, 363–65
Kaplow, Louis, 276
Karadic, 193
Karim, Najmaldin O., *Rems.*, 111–13, 114
Kaufman, Daniel, 10
Kaya v. Turkey, 353, 355
Keith, Linda Camp, 200, 207
Kellog-Briand Pact, 325
Kennedy, John F., 315, 331–32
Kent, Sherman, 155
Kenya, 1
Keohane, Robert O., 275
Kerwin, Donald, 255
Khaled A.F. Al Odah et al. v. United States of America, 365
Khodorkofsky, Mikhail, 3
Khrushchev
  Nikita, 315
Kikuyu, 1
Kimberley Declaration, 146
King
  Faiza Patel, 186
  Gary, 199
Kirgis, Frederic L., Conceiving A Just World Under Law: A Panel Summary, 125–26
KLA. *See* Kosovo Liberation Army
Klein, Pierre, 237
Knox, Philander, 293
Koh, Harold, 268, 339
Kompetenz-kompetenz, 107
Korea, 75
Korobkin, Russell B., 278
Koroma, Johnny Paul, 190
Koskenniemi, Martti, 270
Kosovo, 85, 87, 119, 126, 127, 148, 192, 270, 271, 332, 353
Kosovo Liberation Army, 107
Ku, Charlotte, 89, 372
  Rems., 77–78
Kurdistan, 6, 110
  international guarantees, to voluntarily limit sovereignty, 112
  territorial communities rivaling state, 107–16
Kuwait, 312, 330, 354
Kyle, Peter, 63
Kyoto Protocol, 225–26, 278, 281

Laclau, Ernesto, 8
LaGrand case. *See Germany v. United States*
Lai Panjabi, Ranee Khooshie, 225
Laitin, David D., 9
LaRosa, Anne-Marie, 186
Las Palmeras, 362, 364
Lavoyer, Jean-Phillippe, *Rems.*, 121–24
Law of occupation, sources of, 121
Lawful, legitimate difference between, 271
Lawrence v. Texas, 307–08
Lawyers involvement of, 133
Lebanon, 1, 293
Legal Modernism, 185
Legality, legitimacy distinguishment between, 262
Legibus solutus, 107
Legitimacy, legality, distinguishment between, 262
Lemkin, Raphael, 183, 185
Lenin, lessons from private correspondence of, 33–36
Letter, Douglas N., *Rems.*, 50–51
Levitt, Jeremy, *Rems.*, 231–32
Lewis, Stephen, 97
Lex arbitri, 39
Lex mercatoria, 60
Lex posterior, 142
Lex specialis, 136, 142, 353
  international humanitarian law as, 354–56
Lex specialis derogat generali, 359
Liberia, 78, 238, 354
Libya, 94, 238
Lis alibi pendens, 39
Litihad, defined, 32
Llewellyn, Jennifer, 58
Locke, John *Second Treatise on Government,* 329
Lockerbie cases, 137
Loizidou v. Turkey, 353, 355, 360

Lome Peace Agreement, 190
Lourie, Linda, 95
Lovelace, Leopoldo, Jr., 240
Lowe, Vaughan, Some Comments on Procedural Weakness in International Law, 37–39
Luban, David, *Rems.*, 182–85
Lucke, Karin, *Rems.*, 202–06
Lukin, Vladimir, 81
Lutz, Ellen L., 207
Luxembourg, 309

Madison, James, 310
MAI. *See* Multilateral Agreement on Investment
Majeed, Nudrat, Investor-State Disputes and International Law, 30–33
Majoritarian democracy, as alternative to consociational democracy, 110
Majoritarian populism, 9–11
Malaysia, 38, 75
Maluwa, Tiyanjana, The OAU/African Union and International Law, 232–38
Mandalay, 1
Mandsager, Dennis, *Rems.*, 117
Manley O. Hudson Medal Lecture, 289, 290–304
Marceau, Gabrielle, 137
Market dominant minorities, defined, 1
Marks
  Stephen, 13
  Susan, 328
Marshall, Chief Justice, 346
Martin, David, The Need for Balance, 252–54
Martinez, Jenny S., 186
Maskus, Keith, 217
Matam, defined, 8
Matheson, Michael, 131, 132
Mavroidis, Petros, 137
Mayan Indians, 2
McCollim, Elena, 63
McCullagh, Declan, 310
McDougal, Myres, 346
McNamara, Robert, 268
McRae, Donald, 145
MDMs examples of, 1
Meessen, Karl M., 321–23
Meissner, Doris, 252
Meltzer Commission, 74
Merchan, Sylke, 247
MERCOSUR, 136
Mercosur Regional Trade Agreement, 103
Meron, Theodor, 360
Metcalf & Eddy, 169
Mexico, 75, 309
Migrants, treatment of, in context of global "war on terror," 258–60
Migratory Bird Treaty Act, 341
Military policy, imperialism connection between, 328–29
Millennium Development Goals, 74
Miller, Alexandra A., 248
Milosevic, Slobodan, 5, 188, 270, 291
Missouri v. Holland, 339, 341, 349
Mitchell, Christopher, 210
Moise v. Bulger, 254
Mondev International v. United States of America, 29
Montedison, 169
Montreal Protocol, 282
Montreal Protocol or Convention on International Trade in Endangered Species, 280–83
Moore, John Norton, 281, 325
Morais, Herbert, Testing the Frontiers of their Mandates: The Experience of the Multilateral Development Banks, 64
Moravcsik, Andrew, 208
Movement of people, regulation of, 251–60
Mox Plant case. *See Ireland v. United Kingdom*
Moyer, Homer E., Jr., The Role of Law in Combating Official Corruption—Recent U.S. Enforcement and Evolving International Standards, 169–79
Moynihan, Senator, 133
Mugabe, Robert, 3
Muhammad, 33
Mukerjee, Madhusree, 226
Multilateral Agreement on Investment, 283
Multilateral development banks, 70–75
  future governance, 73–75
Multilateral environment agreements, 280–83
Multilateralism observation on, 313–14
Multiple proceedings problems of, 38
Mutatis mutandis, 296
Mutua, Makau, 232, 234

Naab, Richard M., Col., 113
Nabudere, Dani W., 242

Namibia opinion, 361
Napoleon, 266
Narrative, Violence, and Law: The Essays of Robert Cover, 182
Nation-state, humanitarian law framework based sovereignty of, 165
National Intelligence Estimate, 150
National Security Entry-Exit Registration System, 259
National Security Strategy, 331, 333–34
NATO, 93, 332
Naumann, Klaus, 81
NEPAD. *See* New Partnership for African's Development
Netherlands, 70, 259
New International Economic Order, 28
New Partnership for African's Development, 240
"New Sovereignty: Compliance with International Regulatory Agreements," 277
New Zealand, 307, 309
Newland, Kathleen, *Rems.*, 251
Nicaragua v. United States, 325, 334–35, 360
NIE. *See* National Intelligence Estimate
Nigeria, 1
Nixon v. Shrink Missouri Government PAC, 308
Nmehielle, Vincent, The African Peer Review Mechanism Under the African Union and Its Initiative, 240–46
Norega, Manuel, General, 292
Norman, Sam Hinga, 190
North American Free Trade Agreement, 30, 36, 283
North American Free Tree Agreement, 33
North Korea, 91, 302, 327, 351
Northern Iraq, 78
Norway, 91
NSEERS. *See* National Security Entry-Exit Registration System
Nuclear Nonproliferation Treaty, 90
Nuclear weapons, use of, 359, 361
Nye, Joseph, 268

OAU. *See* Organization of African Unity
Obasanjo, President, 242
Objectives of human rights, 201
Ocampo, 149
Occupation, defined, 121
Occupation law, and war in Iraq, 117–24
Occupying power, obligations of, 118–20, 123
Occupying powers, determination of, 122
O'Connell, Mary Ellen, 261, 371
Odeh, Lama Abu, *Rems.*, 167–68
Office of High Commissioner for Human Rights, 202–06
Office of Legal Advisor, growth of, 131
Official corruption, role of law in combating, 168–80
  anticorruption abstracts, 170
  corruption alleged, summary of, 172, 173–74, 174–75
  disposition, 171, 172–73, 174, 175
  documents, 174, 175, 176, 177–78, 178, 179
  enforcement, evolving international standards, 169–79
  investigation, reported information, 170–171
  issues, 176
  legal issues, 171, 172, 174, 175
  obligations, 176, 177, 178, 179
  public documents, 173
OHCHR. *See* Office of High Commissioner for Human Rights
Oil Platforms, 137, 141
Okaye, Felix C., 232
Okediji, Ruth, The Institutions of Intellectual Property: New Trends in an Old Debate, 219–22
Olympic Airways v. Husain, 305
Omar, Abdullah, 247
Onassis, Aristotle, 315
Opinio juris, 197, 336
Optional Protocol to International Covenant on Civil and Political Rights, 21
Orestes, 184–85
Organisation for Economic Cooperation and Development, 28
Organization of African Unity, 233
  replacement of, 241
Organization of American States Inter-American Convention Against Corruption, 177–78
Organization of Economic Cooperation and Development, 225
Osiraq reactor, Israeli bombing of, 93

Pacta sunt servanda, 144
Pakistan, 30, 104

Palestine Liberation Organization, 165–66
Panama, 292, 293
Paraguay, 103
Paris Convention, 100
Parry, Martin, 226
Partnership for Governance, 75
Pasha, Talaat, 183
Patent Amendments Bill, 97
Patents, 104
  protection, term of, 100
Pauwelyn, Joost, The Jurisdiction of the WTO is Limited to Trade, 135–39
Pearce, Fred, 223
Pearl Harbor, 329
Perle, Richard, 369
Persuasion mechanism, influence behavior of other states, 200
Peru, 3–4, 295
Peshmerga, 112, 114
Petruzzi, et al. v. Peru, 354
Pharmaceutical products, processes, patent protection, 100
Pharmaceutical Research and Manufacturers of America, 97–98
Philippines, 1–2, 4, 57, 75
PhRMA. *See* Pharmaceutical Research and Manufacturers of America
Physicians for Human Rights, 41
Pictet, Jean, 120, 122
Pinochet regime, 57
Planned Parenthood of Southeastern Pa. V. Casey, 309
PLO. *See* Palestine Liberation Organization
Pocar, Fausto, *Rems.*, 46–47
Poland, 56
Policy objectives, international law relevant to, 117–18
POPs Convention. *See* Stockholm Convention on Persistent Organic Pollutants
Portugal, 56, 70, 309
Posner, Eric A., *Rems.*, 56–58
Post-Communist Russia, 1
Powell, Colin L., 298
Power, Samantha, 41, 183
Power of Legitimacy Among Nations, 277
Power of veto Security Council history of, 301
PPPs. *See* Private/public partnerships
Prager, Dietmar, 125
Preemption, 329–31
  aggression, distinguishment between, 326
  use of intelligence, 151
Preemption doctrine
  basis of, 334–37
  of Bush administration, 325–38 (*See also* Bush preemption doctrine; Iraq, invasion of)
Preemptive self-defense, claimed by United States in Iraq, 161
Presbyterian Church of Sudan v. Talisman Energy, Inc., 49
Presidential plenary panel, Department of State, former legal advisors, 131–34
Printz v. United States, 307, 308
Private, cause of action, domestic judicial remedies relationship between, 348–49
Private/public partnerships, establishment of, 17
"Problem from Hell: America and Age of Genocide," 41, 183
Procedural weaknesses in international law, 37–40
Professors of Federal Jurisdiction and Legal History, 59–60
Prophet Muhammad, 33
Prosecutor v. Kayishema & Ruzindana, 187
Prosecutor v. Milosevic, et al., 291
  First Amended Indictment, 188
  Initial Indictment, 188
  Second Amended Indictment, 188
Prosecutor v. Norman, 191
Prosecutor v. Radoslav Brdanin & Momar Talic, 187
Prosecutor v. Tadic, 187
Prosecutor v. Taylor, Charles Ghankay, 291
Prostitution, 42–43
Public health, globalization of, 23–25
Pure UN Court problems of, 192–93
Putin, President, 3

Quarantine disputes, 285
Queen Victoria, lessons from private correspondence of, 33–36

R(Abbasi and another) v. Secretary of State for Foreign and Commonwealth Affairs and another, 358
Ramaphosa, Cyril, 81
Ramos, Fidel, 81
Rangoon, 1
Raper, S.C.B., 224

Rasul v. Bush, 365
Ratner, Steven, 279
Rems., 197–98
Raustiala, Kal, 275
Rawls, John, 11
Realpolitik approaches in Middle East, failure of, 113
Recourse to Force: State Action Against Threats and Armed Attack, 261, 269
Red Cross, International Committee of, 121–24
Reed, Lucy, 289
Regime change, 290–99
defined, 290
guidelines for success, 298
humanitarian intervention difference between, 291
modus operandi for, 295
reasons against, 296–97
Reichman, Jerry, 217
Reisman, Michael, 197, 289
Religious Freedom Restoration Act, 343
Res judicata, 39, 136
Responsibility to protect, intervention and International Commission on Intervention and State Sovereignty, 80–81
policy challenge, 78–80
principles for military intervention, 84–88
sovereignty and responsibility to protect, 81–84
Revolutionary United Front, 189–91
Rhodesia, 291
Richardson, Henry, 246
Riesenfeld, Stefan A., 347
Right authority, concept of, 84
Right to punish, holders of, 183–84
Rindskopf-Parker, Elizabeth
Rems., 147–48, 158
Rio Frio Massacre, 354
Rio Treaty, 331–32
Roberts, Adam, 118
Robertson, Geoffrey, 191
Robinson, 132
Davis, 131, 368
Romero v. International Terminal Operating Co., 50
Roosevelt, Theodore, 293, 329
Root, Elihu, 328, 371
Rotterdam Convention on Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade, 350
Rousseau, Jean-Jacques, 337
Rubin, Robert, *In an Uncertain World,* 151
RUF. *See* Revolutionary United Front
Rule of law
cultural commitment to, need for, 126–27
executive power, as not absolute, 128
Rules, standards, distinguished, 276
Russia, 1, 93, 94, 104, 227, 272, 354
post-Communist, 1
Rwanda, 1, 42, 78, 85, 87, 147, 192, 238, 248
genocide, 4, 41
aftermath, 45
features of, 43–44

Sachs, Jeffrey, 16
Sahnoun, Mohamed, 77, 80, 81, 89
Saidi v. France, 310
Sanctum sanctorum, 10
Sandinista Liberation Front, 292
Sands, Phillipe, 237
Sanitary and Phyto-sanitary Measures Agreement, 16
Sankoh, Foday, 190
SARS, 17–18, 23
Schabas, William A., Truth Commissions and Courts Working in Parallel: The Sierra Leone Experience, 189–92
Scharf, Michael, 131
Schengen Accord, 256
Schrag, Philip G., 254
Schreurs, Miranda A., 226
Schulz, Claudia, The TRIPs Agreement and Intellectual Property Protection in Brazil, 100–03
Schwartzband, Shmuel, 183
Schwebel, Judge Stephen M., The Influence of Bilateral Investment Treaties on Customary International Law, 27–30
Scott
Craig, *Rems.*, 58–61, 372
Shirley, 77
Second Treatise on Government, 329
Self-defense, defensive necessity difference between, 264
Self-Determination: Politics, Philosophy, and Law, in Ethnicity and Group Rights, 110
"Self-executing," defined, 346

Self-executing treaties, 347–49
Serbia, 107, 295
Serra, Jose, 101
Sewall v. Hancock, 310
Shari ah, Islamic law, clarification of, 163
Shari'ah, defined, 32
Shelley, Percy Bysshe, 266
Shi'ites, 6
Sierra Leone, 1, 4, 78, 88, 126, 189–92, 192, 193, 238, 354
  secretary-general reform, 203–05
Sikkink, Kathryn, 207
Simmons, Beth, 207
Simultaneous litigation volume of difficulties of, 39
Sinaltrainal v. Coca-Cola Co., 49
Singapore, 6, 38, 97, 99
SIPRI. *See* Stockholm International Peace Research Institute
Sirte Declaration, 241–42
Sixth Annual Grotius Lecture, 1–12
Slaughter, Anne-Marie, 78, 89, 131, 132, 133, 261, 275, 371–72
  Rems., 126
Sloss, David, 339
Slovenia, 107
Smallpox, 14
Smith
  Richard, 13
  Tyler M., 248
Smutny, Abby Cohen, 367–68
Social Contract or Principles of Political Right, 337
Societe Generale de Surveillance SA v. Islamic Republic of Pakistan, 31
Sodomy Laws: Laws Around World, 309
Sofaer, Abraham D., 131, 132, 133, 333
Somalia, 78, 85, 88, 238
Sommaruga, Cornelio, 81
Sosa v. Alvarez-Machain, 49, 54–56, 57, 58–61
  litigation ruling of, 49–50
South Africa, 1, 2, 56, 57, 248, 370
South America, 309
South Korea, 6
Southeast Asia, 104
Southern African Development Community, 233
Sovereignty, 81–82
  modern, defined, 290
  as responsibility, 82
Soviet Union, 292
Spain, 56, 309
Sparta, 329
Spirit injury, 247
Srebrenica massacre, 149
Sri Lanka, 1, 295
SS *Caroline,* 331
Standards, rules, distinguished, 276
State practice, applicability of human rights to armed conflicts in, 354
State security, human security balance between, 126
State sovereignty
  globalization, effect on, 109
  human rights contradiction between, 291
Status quo ante, 123
Steger, Debra P., 136
  Rems., 142–46
Stein, Eduardo, 81
Steiner, Henry, 10
Stephens, Beth, *Rems.*, 51–53
Stern, Brigitte, 369–70
Stewart, Devin J., 163
Stockholm Convention on Persistent Organic Pollutants, 350
Stockholm International Peace Research Institute, 80
Stohl, Michael, 210
Strauss, Andrew, 223, 227
Sudan, 45, 88, 93, 354
Suharto, General, 4, 6
Summersgill, Bob, 309
Sunnis, 6
Sunstein, Cass, 344
Swaine, Edward T., 339
Sweden, 259
Switzerland, 96, 98, 307, 309, 322
Syncor International Corp., 172–73

Tadic V, 188
Tagliabue, John, 172
Taiwan, 6
Talabani, Ialal, 114
Taliban, 291–92
Tampere Plan, 256–58
Tanzania, 292
Taylor
  Allyn, *Rems.*, 22–26
  Charles, 190, 193, 290–91
Tehlirian, Soghomon, 183
Teitel, Ruti G., 187

Tejan-Cole, Abdul, 248
Tel-Oren v. Libyan Arab Republic, 348
Tenet, George, 152
Territorial communities rivaling state, 107–16
Terror, war on. *See also under* specific country
  effects of rule-of-law, 127
  force, intelligence, use of, 147–58
Terrorism, war on. *See also under* specific country
  force, intelligence, use of, 147–58
Thailand, 43, 75
Thakur, Ramesh, 81
Tham, Carl, 79
Thomas, Craig D., 224
Thompson v. Oklahoma, 307
Timor, 119
Torres v. Finland, 356
"Torture as Tort: Comparative Perspectives on Development of Transnational Tort Litigation," 58
Torture Victims Protection Act, 52, 55
Trachtman, Joel P., 136, 137, 138
  Rems., 139–42
Trade-Related Aspects of Intellectual Property Rights, 213
Transitional justice, defined, 56, 187
Treaty power, 339–41
  federalism and, 341–43, 349
  international delegations, resisting, 343–46
  international regulation, 349–51
  negotiations, 350–51
  self-executing, domestic judicial remedies, 346–49
  self-execution, 350
Tribunals, role, accountability for war crimes and, 181–96
TRIPS Agreement, 145, 215–17, 219–22
Trop v. Dulles, 307
Trotsky, Leon, 296
Truth, 189
Truth commissions, courts working in parallel, 189–92
Tully, L. Danielle, 248
Turkey, 109, 112
Tutsi, 1

Uganda, 292, 354
Ultra vires, 337
UNAMIR. *See* United Nations Assistance Mission for Rwanda
In An Uncertain World, 151
UNDP. *See* United Nations Development Programme
UNEP. *See* United Nations Environment Programme
UNFCCC. *See* United Framework Convention on Climate Change
Unidroit Principles of International Commercial Contracts, 318
Uniform Domain Name Dispute Resolution Policy, 214
Unilateralism, 216, 220
United Framework Convention on Climate Change, 224
United Kingdom, 70, 94, 122, 309, 332
United Nations, 204, 344
  capacity of action, 47
  human rights conventional mechanisms, 203
  Iraq, role of international law after, 266–69
  Security Council Resolution 1456, 258–59
United Nations Assistance Mission for Rwanda, 44
United Nations Charter, 160–61
  evolution of, 300–01
  limitation on discretion of individual states to resort to force, 267
United Nations Commission for Human Rights, 24–25
United Nations Conference on Trade and Development, 95
United Nations Counter-Terrorism Committee, 258
United Nations Declaration on Right to Development, 10
United Nations Development Programme, 5
United Nations Environment Programme, 135
United Nations High Commissioner for Refugees, 45, 256–57
United Nations Human Rights Commission, independent expert on right to development, 11
United Nations International Convention Against Corruption, 176–77

United Nations International War Crimes Tribunal, 147
United Nations Security Council, 87–88, 92, 93–94, 112, 119–20, 258–59, 267
  exercise of authority to restore international peace, 119
United Nations Sub-Commission on Human Rights, 220
United Nations Vienna Convention on International Sale of Goods, 318
United States, 1, 56, 70, 94, 98, 227, 248, 272, 280, 312–13
  failure to ratify Kyoto Protocol, 225
  jurisdiction of courts, 365
United States-Australia Free Trade Agreement, 97–99, 99
United States Department of State, former legal advisors of, presidential plenary panel, 131–34
United States Digital Millennium Copyright Act, 221
United States Food and Drug Administration, 98
United States Foreign Corrupt Practices Act, 169
United States-Import Prohibition on Shrimp, 145
United States-Morocco FTA, 97, 99
United States National Institutes of Health, 99
United States Trade Representative, 97
United States v. Alvarez-Machain, 49
United States v. Curtiss-Wright, 351
United States v. Duarte-Acero, 348
United States v. Ibrahim Ahmed Mahmoud al Qosi, 189
United States v. Lara, 342
United States v. Postal, 340
United States v. United States Shoe Corp., 349
Universal Declaration of Human Rights, 10, 19, 71
Universal Declaration on Human Genome and Human Rights, 24
Uruguay, 103
Use of force, in war on terrorism, 147–58
Uti possidetis, 107, 234

Valasquez Rodriguez Case, 187
Van Vuuren, Detlef, 225
Varietals, 285
Vazquez, Carlos Manuel, 340, 348
Veeder, Van Vechten, Arbitral Lessons from the Private Correspondence of Queen Victoria and Lenin, 33–36
Velasquez Rodriguez v. Honduras, 354, 356
Venezuela, 6, 103
Victoria, Queen, lessons from private correspondence of, 33–36
Vienna Convention, 138
Vietnam, 148, 292
Vigilante jurisdiction, 183–85
Vigilantism, 183–85
Viljoen, Frans, 199
"Vive le Quebec libre," 107
"Voila le soleil d' Austerlitz," 266
Von Glahn, Gerhard, 118

Wade, President, 242
Wagner, Martin, Human Rights Litigation to Protect the Peoples of the Arctic, 227–29
Wald, Patricia, Judge, 182
  Rems., 192–95
War crimes, accountability for, roles of tribunal, 181–96
War on terror. *See also under* specific country
  effects of rule-of-law, 127
  force, intelligence, use of, 147–58
Warhol, Andy, 266
Washington Treaty, 34–37
Washington v. Glucksberg, 307
Watt-Cloutier, Sheila, 229
Watts, Arthur, Sir, 359
Weapons of mass destruction, 89–94
Webster, Daniel, 326, 334
Wedgwood, Ruth, 117
Weiss, Bernard G., 163
West Africa, 1
Westbrook, David, 164
Whitelaw, Kevin, 148
  Rems., 156–57
WHO. *See* World Health Organization
Wiessner, Siegfried, *Rems.*, 107–08
Wigley, T.M.L., 224
Williamson, Edwin, 131, 132, 133
Wilson
  Harold, 315
  Pete, 253
Wing, Adrien, *Rems.*, 246–49

Winterwerp v. Netherlands, 356
WIPO Performance and Phonograms Treaty, 104, 215–16
Wiwa v. Royal Dutch Petroleum Co., 49
WMD. *See* Weapons of mass destruction
Women's Protocol to Charter on Human and Peoples' Rights in July, 2003, 248
Wood, Nicholas, 193
World Bank, 63, 70, 71–72, 72, 74, 302
World Health Assembly, 13
World Health Organization, 13, 98, 220
  Constitution, 18–19
World Intellectual Property Organization, 213
  Copyright Treaty, 104
World Trade Organization, 36, 72, 95, 213, 215–17, 280, 283–87, 284, 344, 362, 371
  Dispute Settlement Understanding, 220
  jurisdiction of, 125–46
World Wildlife Fund, 316
Wu, Mark, *Rems.*, 103–06

Xuncax v. Gramajo, 49

Yahoo case, 319–20
Yamin, Farhana, 223
Yemen, 30, 32
Yoo, John C., 339
Yu, Yansheng, 95
Yugoslavia, 1, 6, 42, 192
  genocide, 4
  International Criminal Tribunal for former, 187–89

Zedong, Mao, 315
Zimbabwe, 1, 3
"Zionism," 111